

USDC UT Approved 06/06/00 Revised 11/03/00

# United States District Court

## District of Utah

### AMENDED JUDGMENT IN CRIMINAL CASE (For Revocation of Probation or Supervised Release)

UNITED STATES OF AMERICA

vs.

(For Offenses Committed On or After November 1, 1987)

Stevoni Wells

Case Number: 2:02-CR-00029-001 W

Plaintiff Attorney: Joseph Anderson

Defendant Attorney: Wendy Lewis

Atty: CJA \_\_\_ Ret \_\_\_ FPD ☒

Defendant's Soc. Sec. No.: -5278

Defendant's Date of Birth: 10/14/1977

05/09/2005

Date of Imposition of Sentence

Defendant's USM No.: 09315-081

Defendant's Residence Address:

Defendant's Mailing Address:

230 North 800 East

Same

Mapleton, Utah 84664

Country USA

Country USA

THE DEFENDANT:

COP

Verdict

☒ admitted to allegation(s)

1 of the Petition

☐ pleaded nolo contendere to allegation(s) which was accepted by the court.☐ was found guilty as to allegation(s)**Violation Number****Nature of Violation****Date Violation Occured**

1.

On March 9, 2004, the defendant was arrested for Burglary of a Dwelling, Theft, Stolen Property-Receiving (over \$5,000) and Possession of Methamphetamine.

3/9/2004

☐ The defendant has been found not guilty on count(s)☒ Count(s) 3 of the Indictment (is)(are) dismissed on the motion of the United States.**SENTENCE**

Pursuant to the Sentencing Reform Act of 1984, it is the judgment and order of the Court that the defendant be committed to the custody of the United States Bureau of Prisons for a term of **1 Year and 1 Day**

Upon release from confinement, the defendant shall be placed on supervised release for a term of **NONE**

☐ The defendant is placed on Probation for a period of

Defendant: Stevoni Wells  
Case Number: 2:02-CR-00029-001 DKW

Page 2 of 5

The defendant shall not illegally possess a controlled substance.

*For offenses committed on or after September 13, 1994:*

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as directed by the probation officer.

- ☐ The above drug testing condition is suspended based on the court's determination that the defendant possesses a low risk of future substance abuse. (Check if applicable.)

### SPECIAL CONDITIONS OF SUPERVISED RELEASE/PROBATION

In addition to all Standard Conditions of (Supervised Release or Probation) set forth in PROBATION FORM 7A, the following Special Conditions are imposed: (see attachment if necessary)

### CRIMINAL MONETARY PENALTIES

#### FINE

The defendant shall pay a fine in the amount of \$ NONE, payable as follows:

- ☐ forthwith.
- ☐ in accordance with the Bureau of Prison's Financial Responsibility Program while incarcerated and thereafter pursuant to a schedule established by the U.S. Probation office, based upon the defendant's ability to pay and with the approval of the court.
- ☐ in accordance with a schedule established by the U.S. Probation office, based upon the defendant's ability to pay and with the approval of the court.
- ☒ other:  
No Fine Imposed

- ☐ The defendant shall pay interest on any fine more than \$2,500, unless the fine is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f).

- ☐ The court determines that the defendant does not have the ability to pay interest and pursuant to 18 U.S.C. § 3612(f)(3), **it is ordered that:**

- ☐ The interest requirement is waived.
- ☐ The interest requirement is modified as follows:

### RESTITUTION

The defendant shall make restitution to the following payees in the amounts listed below:

<u>Name and Address of Payee</u>	<u>Amount of Loss</u>	<u>Amount of Restitution Ordered</u>
Utah Community Credit Union Attention: Sandy Tennysen 188 West Riverpark Drive Provo, Utah 84603 (RE: Barbara Bruderer Seegmiller, Acct. No. 750501125528)	\$3,299.40	\$3,299.40

Defendant: Stevoni Wells  
Case Number: 2:02-CR-00029-001 DKW

Page 3 of 5

<u>Name and Address of Payee</u>	<u>Amount of Loss</u>	<u>Amount of Restitution Ordered</u>
Sprint PCS Fraud Management Attention: Rhonda Crow 4950 College Boulevard Overland Park, KS 66211 (RE: Angel Wells - 801-472-3963)	\$184.64	\$184.64
<b>Totals:</b>		
	\$ <u>3,484.04</u>	\$ <u>3,484.04</u>

(See attachment if necessary.) All restitution payments must be made through the Clerk of Court, unless directed otherwise. If the defendant makes a partial payment, each payee shall receive an approximately proportional payment unless otherwise specified.

☒ Restitution is payable as follows:

☐ in accordance with a schedule established by the U.S. Probation Office, based upon the defendant's ability to pay and with the approval of the court.

☒ other:

**The Court reinstates Restitution in the amount of \$3,484.04, originally ordered on 7/9/2002 for original offense.**

☐ The defendant having been convicted of an offense described in 18 U.S.C. § 3663A(c) and committed on or after 04/25/1996, determination of mandatory restitution is continued until \_\_\_\_\_ pursuant to 18 U.S.C. § 3664(d)(5)(not to exceed 90 days after sentencing).

☐ An Amended Judgment in a Criminal Case will be entered after such determination

#### SPECIAL ASSESSMENT

The defendant shall pay a special assessment in the amount of \$ 200.00 , payable as follows:

☐ forthwith.

☒ **The Court reinstates the SAF of \$200, imposed on the original offense.**

**IT IS ORDERED** that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid

#### PRESENTENCE REPORT/OBJECTIONS

The court adopts the factual findings and guidelines application recommended in the presentence report except as otherwise stated in open court.

Defendant: Stevoni Wells  
Case Number: 2:02-CR-00029-001 DKW

Page 4 of 5

**RECOMMENDATION**

- ☒ Pursuant to 18 U.S.C. § 3621(b)(4), the Court makes the following recommendations to the Bureau of Prisons:

**The Court recommends the defendant serve her sentence as close to Utah as possible, possibly in Nevada. The Court also recommends the defendant participate in drug treatment programs while incarcerated.**

**CUSTODY/SURRENDER**

- ☒ The defendant is remanded to the custody of the United States Marshal.
- ☐ The defendant shall surrender to the United States Marshal for this district at \_\_\_\_\_ on \_\_\_\_\_.
- ☐ The defendant shall report to the institution designated by the Bureau of Prisons by \_\_\_\_\_ Institution's local time, on \_\_\_\_\_.

DATE:

5-13-05

*David K. Winder*

David K. Winder  
United States District Judge

Defendant: Stevoni Wells  
Case Number: 2:02-CR-00029-001 DKW

Page 5 of 5

**RETURN**

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
UNITED STATES MARSHAL

By \_\_\_\_\_  
Deputy U.S. Marshal